

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. Kearney W. Hemp

### Appeal Number 2013AP001163 - CR

Supreme Court

#### CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity  |
|--------|-------|-------------|----------------------|---|
| OCCD   | SC    | 01-22-2015  |                      | Remittitur  |
| OCCD   | SC    | 01-07-2015  |                      | Fee Paid<br>Comment: Invoice No: 17487; Receipt No: 15R 000033  |
| OCCD   | SC    | 01-07-2015  |                      | Invoice Issued<br>Comment: Invoice No: 17487  |
| OCCD   | SC    | 12-29-2014  |                      | Fee Paid<br>Comment: Receipt No: 14R 003449 VOIDED on 12-30-2014 - Check not signed   |
| OCCD   | SC    | 12-29-2014  |                      | Other Papers<br>Comment: Letter from Hemp requesting Cert. copy of SC opinion; 12/30/14, Sent SC opinion  |
| OCCD   | SC    | 12-26-2014  |                      | Other Papers<br>Comment: Rec'd Letter Atty. Duquette re: opinion and State's letter, agree w/ assessment of issue   |
| OCCD   | SC    | 12-19-2014  |                      | Other Papers<br>Comment: Rec'd letter from State re: Scrivener's error in Opinion (forwarded to SC)   |
| OCCD   | SC    | 12-18-2014  |                      | Cites<br>359 Wis. 2d 320  |
| OCCD   | SC    | 12-18-2014  |                      | Cites<br>856 N.W.2d 811   |
| OCCD   | SC    | 12-18-2014  |                      | <a href="#">Opinion/Decision</a><br>Judge Panel: Abrahamson, Bradley, Crooks, Prosser, Roggensack, Ziegler, Gableman<br>Opinion: Opinion<br>Decision: Reversed and remanded Pages: 27<br>Written by: Gableman, Michael J. |

Order Text: The decision of the court of appeals is reversed, and the cause is remanded to the circuit court for further proceedings consistent with this opinion.

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OCCD SC 12-17-2014 Public Domain Citation  
Comment: PDC No: 2014 WI 129

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OCCD SC 10-07-2014 Oral Argument  
Comment: 1st case, 9:30 a.m. (case to be argued in Waukesha at the Waukesha County Courthouse, 515 W. Moreland Blvd., Waukesha). Atty James Duquette for Def-App-Pet, AAG Christie Remington for Pla-Res

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OCCD SC 09-10-2014 Briefs Received At State Law Library

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OCCD SC 09-05-2014 Letter/Correspondence  
Comment: From Clerk's Office to all counsel: location of oral argument on 10/7/14 will be at Waukesha County Courthouse (revised calendar enclosed).

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OCCD SC 09-02-2014 Certificate of Filing by Mail  
Comment: BAM (SPD)

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OCCD SC 08-29-2014 Brief of Amicus Curiae  
[Brief of Amicus Curiae of SPD](#)  
Filed By: Colleen Ball  
Comment: SPD Appx to Brief of Amicus Curiae of SPD

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OCCD SC 08-19-2014 Briefs Received At State Law Library

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OCCD SC 08-14-2014 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)  
Filed By: James Duquette

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OCCD SC 08-13-2014 Briefs Received At State Law Library

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OCCD SC 08-13-2014 Motion to File Amicus/Non-Party Brief  
Filed By: Colleen Ball  
Submit Date: 8-13-2014  
Decision: (G) Grant  
Decision Date: 8-13-2014  
IT IS ORDERED the motion is granted. 22 copies of the brief shall be filed on or before 09/2/14.  
Comment: State Public Defender's Office, Appellate Division

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OCCD SC 08-12-2014 Brief of Amicus Curiae  
[Brief of Amicus Curiae of Legal Action of WI, Inc.](#)  
Filed By: (Sweitzer-Beckman, Erica)  
Comment: Legal Action of WI., Inc.

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| OCCD SC | 08-11-2014 | Briefs Received At State Law Library   |
| OCCD SC | 08-11-2014 | Motion to File Amicus/Non-Party Brief<br>Filed By: (Sweitzer-Beckman, Erica)<br>Submit Date: 8-12-2014<br>Decision: (G) Grant<br>Decision Date: 8-12-2014<br>IT IS ORDERED the motion is granted and the brief is accepted for filing.<br>Comment: Legal Action of WI. |
| OCCD SC | 07-31-2014 | Response Brief-Supreme Court<br><a href="#">Response Brief-Supreme Court</a><br>Filed By: Christine Remington<br>Comment: Appx to Response Brief-Supreme Court   |
| OCCD SC | 07-30-2014 | Briefs Received At State Law Library   |
| OCCD SC | 07-14-2014 | Response<br>Comment: **10 EXTRA COPIES OF CA BRIEFS FOR SC **  |
| OCCD SC | 07-11-2014 | First Brief-Supreme Court<br><a href="#">First Brief-Supreme Court</a><br>Comment: Appx to First Brief-Supreme Court   |
| OCCD SC | 07-09-2014 | Assigned-Oral Argument   |
| OCCD SC | 06-18-2014 | Attorney Change<br>Comment: Added C. A. Remington, AAG, Counsel for Pla-Res, withdrew Whelan   |
| OCCD SC | 06-12-2014 | Caption Amended  |
| OCCD SC | 06-12-2014 | Court Changed to Supreme Court   |
| OCCD CA | 04-07-2014 | Final Publication  |
| OCCD CA | 03-26-2014 | Cites<br>353 Wis. 2d 146   |
| OCCD CA | 03-26-2014 | Cites<br>844 N.W.2d 421  |
| OCCD CA | 03-26-2014 | Opinion Ordered Published  |
| OCCD CA | 03-26-2014 | Public Domain Citation   |

OCCD SC 03-19-2014 Motion for Miscellaneous Relief  
Filed By: Colleen Ball  
Submit Date: 3-19-2014  
Decision: (G) Grant  
Decision Date: 3-25-2014  
IT IS ORDERED the motion is granted and the brief is accepted for filing.  
Comment: SPD's motion to to file Brief in support of PRE

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OCCD SC 03-06-2014 Fee Paid  
Comment: Receipt No: 14R 000645

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OCCD SC 03-06-2014 Certificate of Service  
Comment: Filed by Counsel of PRE to parties

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OCCD SC 03-05-2014 Petition for Review  
Filed By: James Duquette  
Submit Date: 3-11-2014  
Decision: (G) Grant  
Decision Date: 6-12-2014  
IT IS ORDERED the petition for review is granted. Briefs/statements 30/20/10....  
Motion Response  
Filed By: Maura Whelan  
Submit Date: 3-11-2014  
Motion Response  
Filed By: Colleen Ball  
Submit Date: 3-25-2014  
Comment: 03/11/14, Rec'd State's letter response; 03/25/14, Filed Amicus in support of PRE

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OCCD CA 02-04-2014 [Opinion/Decision](#)  
Judge Panel: Brennan, Kessler, Curley  
Opinion: Opinion  
Decision: Affirmed Pages: 9  
Written by: Kessler, Joan F.  
Curley, Patricia S. Wrote Dissenting Opinion 4 pages.  
Order Text: Judgment and order affirmed.

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OCCD CA 12-03-2013 Submitted on Briefs

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OCCD CA 11-28-2013 Briefs Received At State Law Library

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OCCD CA 11-07-2013 Record and Briefs Sent to District 1

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OCCD CA 11-06-2013 Certificate of Filing by Mail  
Comment: BRY

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OCCD CA 11-04-2013 Reply Brief

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[Reply Brief](#)

Filed By: James Duquette

Comment: Received 10 additional copies of BRY for SC use. PS 7-11-14

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OCCD CA 10-16-2013

Brief of Respondent(s)  
[Brief of Respondent\(s\)](#)

Filed By: Maura Whelan

Comment: Received 10 copies of BRS for SC use, PS 6-19-14 Appx to Brief of Respondent(s)

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OCCD CA 10-07-2013

Motion to Extend Time

Filed By: Maura Whelan

Submit Date: 10-8-2013

Decision: (G) Grant

Decision Date: 10-9-2013

IT IS ORDERED the time for the respondent to file a respondent's brief is extended to 11/06/13. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

See BRS event due on 11-6-2013

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OCCD CA 09-13-2013

Attorney Change

Comment: Withdrew Gregory M. Weber, AAG, added Maura FJ Whelan, AAG.

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OCCD CA 09-06-2013

Certificate of Filing by Mail

Comment: BAP

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OCCD CA 09-03-2013

Brief & Appx of Appellant(s)  
[Brief of Appellant\(s\)](#)

Filed By: James Duquette

Comment: Received 10 additional copies of BAP for SC use. PS 7-11-14 Appx to Brief of Appellant(s)

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OCCD CA 07-22-2013

Record

Comment: 1-5 to 31-3

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OCCD CA 06-28-2013

Motion to Extend Time

Filed By: John Barrett

Submit Date: 6-28-2013

Decision: (G) Grant

Decision Date: 7-1-2013

IT IS ORDERED that the deadline for the clerk to transmit the record in this matter is extended to July 19, 2013.

See REC event due on 7-19-2013

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OCCD CA 05-28-2013

Fee Paid

Comment: Invoice No: 16830; Receipt No: 13R 001356

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OCCD CA 05-28-2013

Invoice Issued

WSCCA Case History

Comment: Invoice No: 16830

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| OCCD CA | 05-23-2013 | Notif. Sent-Filing of NAP & Ct. Record |
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| OCCD CA | 05-23-2013 | Statement on Transcript |
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Filed By: James Duquette  
Status: Prev. Filed

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| OCCD CA | 05-23-2013 | Notice of Appeal & Court Record |
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| OCCD CA | 05-21-2013 | Notice of Appeal filed in Cir. Ct. |
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| OCCD CA | 03-04-2013 | Order of Circuit Court |
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